

David W. Overholt - 3846  
**RICHER & OVERHOLT, P.C.**  
901 West Baxter Drive  
South Jordan, UT 84095  
Telephone: (801) 561-4750

Attorneys for Sysco Intermountain Food Services, Inc.

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**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF UTAH (SALT LAKE CITY)**

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In Re:	Bankruptcy No. 09-29905
EASY STREET HOLDING, LLC, et al., Debtors.	Jointly Administered with Case Nos. 08-22907 and 08-22908 Chapter 11
Address: 201 Heber Avenue Park City, UT 84060	Honorable R. Kimball Mosier
Tax ID Numbers: 35-2183713 (Easy Street Holding, LLC), 20-4502979 (Easy Street Partners, LLC), and 84-1685764 (Easy Street Mezzanine, LLC)	<b>[FILED ELECTRONICALLY]</b>

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**MOTION TO APPROVE STIPULATION FOR TREATMENT OF CLAIM OF  
SYSCO INTERMOUNTAIN FOOD SERVICES, INC.**

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Sysco Intermountain Food Services, Inc., a creditor and seller of goods to the Debtors and the claimant for Claim No. 18 , by and through David W. Overholt of Richer and Overholt, P.C., hereby moves the Court for an Order Approving Stipulation for Treatment of Claim of Sysco Intermountain Food Services, Inc., and in support thereof submits the following:

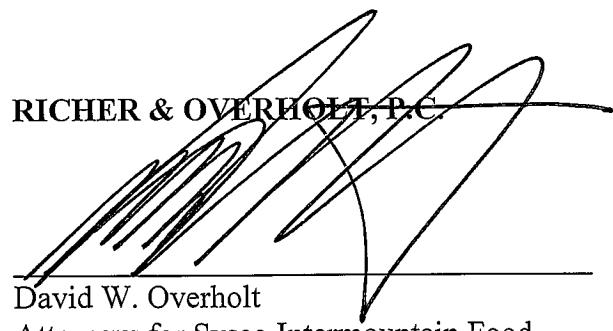
1. On November 13, 2009, counsel for the Claimant filed Claim No.18 (the "Claim") asserting claims totaling \$11,381.53.

2. Sysco Intermountain Food Services, Inc. and the Debtors have entered into a Stipulation such that the entire claim in the amount of \$11,381.53 is to be paid as an Administrative Claim pursuant to 11 U.S.C. § 503(b)(9) under the Debtors' Plan of Reorganization, which Stipulation was filed with this Court on April 14, 2010.

3. A copy of the executed Stipulation is attached hereto as Exhibit "A" and incorporated herein by reference

WHEREFORE, Sysco Intermountain Food Services, Inc. requests that this Court approve the Stipulation for Treatment of Claim of Sysco Intermountain Food Services, Inc. on file herein.

DATED this 14 day of April, 2010.

  
RICHER & OVERHOLT, P.C.  
David W. Overholt  
Attorneys for Sysco Intermountain Food Services, Inc.

**CERTIFICATE OF SERVICE**

I hereby certify that on this 14 day of April, 2010, I caused the foregoing

**MOTION TO APPROVE STIPULATION FOR TREATMENT OF CLAIM OF  
SYSCO INTERMOUNTAIN FOOD SERVICES, INC.** to be served by first class mail  
or electronically, to each of the following:

**By CM/ECF and Electronic Mail:**

Kenneth L. Cannon II  
Steven J. McCardell  
Jessica G. Peterson  
Durham Jones & Pinegar, P.C.  
111 East Broadway, Suite 900  
P.O. Box 4050  
Salt Lake City, UT 84111  
[kcannon@djplaw.com](mailto:kcannon@djplaw.com)  
*Attorneys for Debtor*

Joseph E. Wrona  
Wrona Law Offices, P.C.  
1745 Sidewinder Drive  
Park City, UT 84060  
*Attorneys for Debtor*

Corbin B. Gordon  
345 West 600 South, Suite 108  
Heber City, UT 84032  
*Special Counsel for Debtors and Debtors  
in Possession*

Michael V. Blumenthal  
Bruce J. Zabarauskas  
Steven B. Eichel  
Crowell & Moring LLP  
590 Madison Avenue, 20<sup>th</sup> Floor  
New York, New York 10022  
[mblumenthal@crowell.com](mailto:mblumenthal@crowell.com)  
*Attorneys for Debtor*

Knute Rife  
Wrona Law Offices, P.C.  
11650 South State Street, Suite 103  
Draper, UT 84020  
*Attorneys for Debtor*

John T. Morgan  
US Trustees Office  
Ken Garff Bldg.  
405 South Main Street, Suite 300  
Salt Lake City, UT 74111  
*Attorney for the U.S. Trustee*

Jeffrey Weston Shields  
Lon A. Jenkins  
Troy J. Aramburu  
Jones Waldo Holbrook & McDonough, PC  
170 South Main Street, Suite 1500  
Salt Lake City, UT 84101  
[lajenkins@joneswaldo.com](mailto:lajenkins@joneswaldo.com)  
*Attorneys for The Official Committee of  
Unsecured Creditors*

Richard W. Havel  
Sidley Austin LLP  
555 West Fifth Street  
Los Angeles, CA 90013  
[rhavel@sidley.com](mailto:rhavel@sidley.com)  
*Attorneys for WestLB AG*

Michael R. Johnson  
Jonathan A. Dibble  
Ray Quinney & Nebeker, P.C.  
36 South State Street, Suite 1400  
Salt Lake City, UT 84111  
*Attorneys for Jacobsen National Group, Inc.*

Kim R. Wilson  
Snow Christensen & Maretineau  
10 Exchange Place, Eleventh Floor  
P.O. Box 45000  
Salt Lake City, UT 84145  
*Attorneys for David L. Wickline and  
Alchemy Ventures Group, LLC*

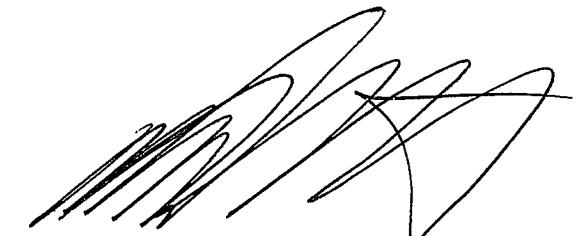
Annett Jarvis  
Peggy Hunt  
Steven C. Strong  
Benjamin J. Kotter  
Dorsey & Whitney  
136 South Main Street, Suite 1000  
Salt Lake City, UT 84101  
*Attorneys for WestLB AG*

Anthony C. Kaye  
Ballard Spahr LLP  
One Utah Center, Suite 800  
201 South Main Street  
Salt Lake City, UT 84111-2221  
*Attorneys for Sundance Partners*

Jeffrey L. Shields  
Zachary T. Shields  
Callister Nebeker & McCullough  
10 East South Temple, Suite 900  
Salt Lake City, UT 84133  
*Attorneys for Gunther Inc., dba Gunther Comfort Air*

Adelaide Maudsley  
James K. Tracy  
Chapman and Cutler LLP  
201 South Main Street, Suite 2000  
Salt Lake City, UT 84111  
*Attorneys for BayNorth Realty Fund VI, LP*

Brian W. Harvey  
Goodwin Procter LLP  
The New York Times Building  
620 Eight Avenue  
New York, NY 10018-1405  
[bharvey@goodwinprocter.com](mailto:bharvey@goodwinprocter.com)  
*Attorneys for BayNorth Realty Fund VI, LP*



David W. Overholt - 3846  
**RICHER & OVERHOLT, P.C.**  
Attorneys for Sysco Intermountain Food Services, Inc.

**EXHIBIT "A "**

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**IN THE UNITED STATES BANKRUPTCY COURT  
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In Re:	Bankruptcy No. 09-29905
EASY STREET HOLDING, LLC, et al.,	Jointly Administered with Case Nos. 08-22907 and 08-22908
Debtors.	Chapter 11
Address: 201 Heber Avenue Park City, UT 84060	Honorable R. Kimball Mosier
Tax ID Numbers: 35-2183713 (Easy Street Holding, LLC), 20-4502979 (Easy Street Partners, LLC), and 84-1685764 (Easy Street Mezzanine, LLC)	<b>[FILED ELECTRONICALLY]</b>

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**STIPULATION FOR TREATMENT OF CLAIM OF  
SYSCO INTERMOUNTAIN FOOD SERVICES, INC.**

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Sysco Intermountain Food Services, Inc., a creditor and seller of goods to the Debtors ("Claimant"), having filed Claim No. 18 in the matter of Easy Street Partners, LLC on November 13, 2009 ("Claim") and the Debtors Easy Street Holding, LLC, Easy Street Partners, LLC and Easy Street Mezzanine, LLC. (collectively, the "Parties"), by and through their respective counsel, hereby stipulate as follows:

**RECITALS**

On September 14, 2009 Easy Street Partners, LLC filed the Petition herein under Chapter 11 of the United States Bankruptcy Code, Case No. 09-29907. On November 13, 2009, counsel

for the Claimant filed Claim No. 18 in the matter of Easy Street Partners, LLC, Case Number 09-29907, asserting claims totaling \$11,381.53. Claimant alleges that the entire claim in the amount of \$11,381.53 is an Administrative Claim under 11 U.S.C. § 503(b)(9), with all goods having been provided to the Debtors within twenty (20) days prior to the filing of the Bankruptcy Petitions. In addition, Claimant asserts that it holds a properly perfected security interest in miscellaneous small wares totaling \$32,0901.13 pursuant to its UCC1 Financing Statement filed October 25, 2007, Filing Number 330936200705; which claim is in dispute, because although the UCC1 Financing Statement was filed against Easy Street Mezzanine, LLC, the Debtors believe the claim should have been filed against Easy Street Partners, LLC. In addition, Claimant asserts that a portion of its Claim which has not been determined may be entitled to superpriority PACA status under 7 U.S.C. § 499e(c). These Claim assertions overlap.

#### **AGREEMENT**

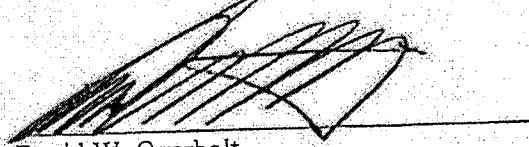
After meeting and conferring, the Parties hereby stipulate as follows:

1. The entire amount of the Claim, \$11,381.53, shall be treated as an administrative claim under 11 U.S.C. § 503(b)(9), (the "Allowed Claim").
2. Any distributions on account of the Allowed Claim shall be made to the Claimant.
3. No further claims may be filed against the Debtors or the bankruptcy estate with respect to any alleged amounts owed that are already asserted in the Allowed Claim.
4. This Stipulation shall be subject to this Bankruptcy Court's approval and shall be deemed null and void should this Bankruptcy Court not approve the Stipulation as set forth herein.
5. Counsel for the Parties represent that they have authority to enter into this

Stipulation for their respective clients. This Stipulation may be executed in two or more counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument. Signature pages provided by facsimile or electronically shall be deemed to constitute signed original pages.

DATED this 17 day of February, 2010.

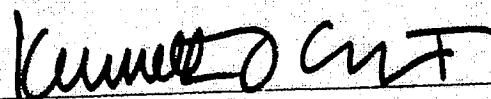
RICHER & OVERHOLT, P.C.



David W. Overholt  
Attorney for Sysco Intermountain Food  
Services, Inc.

DATED this 20<sup>th</sup> day of <sup>April</sup> February, 2010.

DURHAM JONES & PINEGAR, P.C.

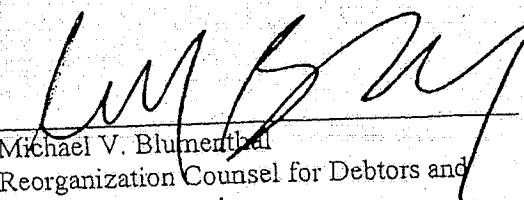


Kenneth L. Cannon, II  
Utah Counsel for Debtors and Debtors in  
Possession

DATED this 2<sup>nd</sup> day of February, 2010.

<sup>April</sup>

CROWELL & MORNING LLP



Michael V. Blumenthal  
Reorganization Counsel for Debtors and  
Debtors in Possession